

16179 US PTO

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <b>(Only for new nonprovisional applications under 37 CFR 1.53(b))</b>	Attorney Docket No.	4191-00340	Total Pages	15+
	First Name Inv Inventor or Application Identifier			
	Kelly R. Schmitz			
	Express Mail Label No.	EV268211326US		
<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents		<b>ADDRESS TO:</b> <b>Commissioner for Patents Box Patent Application Washington, D.C. 20231</b>		
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, and a duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages 11] (preferred arrangement set forth below)  - Descriptive title of the Invention  - Cross References to Related Applications  - Statement Regarding Fed sponsored R &amp; D  - Reference to sequence listing, a table, or a computer program listing appendix  - Background of the Invention  - Brief Summary of the Invention  - Brief Description of the Drawings (if filed)  - Detailed Description  - Claim(s)  - Abstract of the Disclosure</p> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets 8] [ 3 ]</p> <p>5. Oath or Declaration [Total Pages 3]  a. <input checked="" type="checkbox"/> Newly executed (original or copy)  b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)   i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>				
<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)  a. <input type="checkbox"/> Computer Readable Copy (CRF)  b. <input type="checkbox"/> Specification Sequence Listing on:  i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or  ii. <input type="checkbox"/> paper  c. <input type="checkbox"/> Statements verifying identity of above copies</p> <p><b>ACCOMPANYING APPLICATION PARTS</b></p> <p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney (when there is an assignee)</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Statement (IDS)/PTO-1449 Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(8). Applicant must attach form PTO/SB/35 or its equivalent.</p> <p>17. <input checked="" type="checkbox"/> Other:  <input type="checkbox"/> Supplement to Transmittal Letter  <input type="checkbox"/> Certificate of Express Mail</p>				

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_ / \_\_\_\_\_  
Prior application information: Examiner \_\_\_\_\_ Group Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS ONLY: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**Direct all correspondence to:  Customer Number: 26753  Correspondence address below

NAME	Michael E. Taken (Reg. No. 28,120) ANDRUS, SCEALES, STARKE & SAWALL, LLP			
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CERTIFICATE OF EXPRESS MAIL

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Jo Ann Kuczynski  
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1-15-04  
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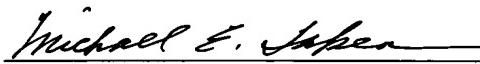
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<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number 01.2000</p> <p><input type="checkbox"/> ANDRUS, SCEALES, STARKE &amp; SAWALL, LLP</p> <p><input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 and 1.17</p> <p><input type="checkbox"/> The Commissioner is hereby authorized to charge the issue fee and any additional fees required under 37 C.F.R. 1.18 to the above Deposit Account.. A duplicate copy hereof is enclosed.</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed:</p> <p><input checked="" type="checkbox"/> Check    <input type="checkbox"/> Money Order    <input type="checkbox"/> Other</p>		<table border="1"> <thead> <tr> <th>Large Entity Fee Code (\$)</th> <th>Small Entity Fee Code (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65 Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25 Surcharge - late provisional filing fee or cover sheet</td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130 Non-English specification</td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520 For filing a request for examination</td></tr> <tr><td>1804</td><td>920</td><td>1804</td><td>920 Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1,840</td><td>1805</td><td>1,840 Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55 Extension for response within first month</td></tr> <tr><td>1252</td><td>420</td><td>2252</td><td>210 Extension for response within second month</td></tr> <tr><td>1253</td><td>950</td><td>2253</td><td>475 Extension for response within third month</td></tr> <tr><td>1254</td><td>1,480</td><td>2254</td><td>740 Extension for response within fourth month</td></tr> <tr><td>1255</td><td>2010</td><td>2255</td><td>1005 Extension for response within fifth month</td></tr> <tr><td>1401</td><td>330</td><td>2401</td><td>165 Notice of Appeal</td></tr> <tr><td>1402</td><td>330</td><td>2402</td><td>165 Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>290</td><td>2403</td><td>145 Request for oral hearing</td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510 Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55 Petition to revive unavoidably abandoned application</td></tr> <tr><td>1453</td><td>1,330</td><td>2453</td><td>665 Petition to revive unintentionally abandoned application</td></tr> <tr><td>1501</td><td>1,330</td><td>2501</td><td>665 Utility issue fee (or reissue)</td></tr> <tr><td>1502</td><td>480</td><td>2502</td><td>240 Design issue fee</td></tr> <tr><td>1503</td><td>640</td><td>2503</td><td>320 Plant issue fee</td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130 Petitions to the Commissioner</td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50 Processing fee under 37 CFR 1.17(q)</td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180 Submission of Information Disclos. 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Name (Print/Type)	Michael E. Taken		Registration No.	28,120	Telephone (414) 271-7590																																																																																																																																
Signature	<i>Michael E. Taken</i>		Date	1/15/04																																																																																																																																	

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Kelly R. Schmitz
	Title	Air Cleaner with Reduced Restriction Precleaner
	Atty. Docket Number	4191-00340

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

January 15, 2004

Date



Signature

Michael E. Taken (Reg. No. 28,120)

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(b)(iii)).**